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ATTORNEY DOCKET NO.: 2004345-0021 (SU-2600 US)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ballinger, Marcus
Serial No.: 10/726,967
Filing Date: December 2, 2003
Title: CONSTRUCTS FOR HOMOGENOUSLY PROCESSED PREPARATION OF BETA SITE APP-CLEAVING ENZYME

Examiner: TBA
Art Unit: TBA

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

TRANSMITTAL LETTER

Enclosed for filing in the above-referenced nonprovisional patent application, please find the following documents:

- 1) Submission to Correct Small Entity Status Under 37 C.F.R. 1.28(c) (2 pp.);
- 2) Check in the amount of \$428.00 representing total fee deficiency;
- 3) Right of Assignee with copy of Assignment (4 pp.);
- 4) Appointment of Attorney (2 pp.); and
- 5) Return Postcard.

Please charge any additional fees associated with this filing, or apply any credits, to our Deposit Account No. 03-1721.

Respectfully submitted,

Nadège M. Lagneau, Ph.D.
Reg. No. 51,908

Date: February 6 2004

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U.S.S.N. 10/726,927
3648821_1.DOC

Certificate of Mailing

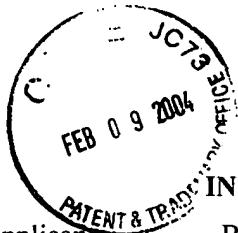
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February 6, 2004
Date

Signature

Kenneth R. Maben

Typed or Printed Name of person signing certificate



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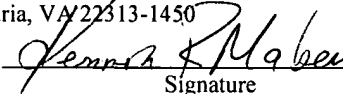
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SUBMISSION TO CORRECT SMALL ENTITY STATUS UNDER 37 C.F.R. 1.28(c)

Applicant respectfully submits this paper to correct the previous good faith establishment of Small Entity Status for the above-referenced application. It was recently discovered that the Small Entity Status was established in error.

Applicant respectfully requests that any error in establishing Small Entity Status, and in paying fees as a small entity in connection therewith, be excused in accordance with 37 C.F.R. 1.28(c).

In accordance with 37 C.F.R. 1.28(c) (ii), set forth below is an itemization of the total deficiency payment of \$428.00 enclosed herewith.

ITEMIZATION OF DEFICIENCY PAYMENT			
Applicable Fees	(A) Current (Large Entity)	(B) Actually Paid (Small Entity)	(C) Deficiency (A - B = C)
U.S. Utility Patent Application			
Basic Application Filing Fee	\$770.00	\$385.00	\$385.00
Number of Claims in excess of 20 = 0	\$0	\$0	\$0
Independent Claims in excess of 3 = 1	\$86.00	\$43.00	\$43.00
Multiple Dependent claims NO	\$0	\$0	\$0
TOTAL DUE			\$428.00

Although we believe that we have appropriately provided for any fees due in connection with this submission, the Commissioner is authorized to credit any overpayment or charge any deficiencies to/from our **Deposit Account No. 03-1721**.

Should there be any questions after reviewing this paper, the Examiner is invited to contact the undersigned at (617) 248-5150.

Respectfully submitted,



Nadège M. Lagneau, Ph.D.
Reg. No. 51,908

Date: February 6, 2004

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